



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

William R. PATTERSON, et al.

Title:

**FUMED SILICA EMBOLIC** 

**COMPOSITIONS** 

Appl. No.:

10/789,436

Filing Date:

February 26, 2004

Examiner:

Not yet assigned

Art Unit:

1616

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

(Signature)

(Date of Deposit)

### REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Attn: Appl. Processing Division, Customer Correction Branch

Sir:

Attached is a copy of the official Filing Receipt received from the PTO in the above-referenced application.

There is an error with respect to the listing of the Domestic Priority data. The filing receipt is missing the listing of the following provisional applications:

60/450,289, filed February 26, 2003;

60/450,626, filed February 26, 2003; and

60/450,288, filed February 26, 2003.

For the convenience of the processor, we have enclosed a marked-up copy of the Filing Receipt, a copy of the first page of the Application and the Application Data Sheet showing this information.

The correction is not due to any error by Applicant and, accordingly, no fee is due. Issuance of a corrected Filing Receipt is respectfully requested.

Respectfully submitted,

Date 6/8/04

FOLEY & LARDNER LLP Customer Number: 38706 Telephone: (650) 856-3704 Facsimile: (650) 856-3710

Lorna L. Tanner Attorney for Applicant Registration No. 50,782



#### United States Patent and Trademark Office

= 2004

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Dox 1450 Alexandria, Viginia 22313-1450 www.usplu.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/789 436	02/27/2004	1616	0.00	554922009300	8	40	

**CONFIRMATION NO. 5693** 

Gerald F. Swiss Foley & Lardner LLP Three Palo Alto Square 3000 El Camino Real, Suite 100 Palo Alto, CA 94306-2121



FILING RECEIPT OC000000012705783\*

Date Mailed: 05/19/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

#### Applicant(s)

William R. Patterson, Irvine, CA; Richard J. Greff, St. Pete Beach, FL; Meyer R. Rosen, East Norwich, NY; Earl Slee, Laguna Niguel, CA; Thomas J. Whalen II. Encinitas, CA:

#### Domestic Priority data as claimed by applicant

This appln claims benefit of 60/461,177 04/07/2003 and claims benefit of 60/451,310 02/27/2003 and claims benefit of 60/461,290 04/07/2003 and claims benefit of 60/461,289 04/07/2003 and claims benefit of 60/451,228 02/27/2003 and claims benefit of 60/461,288 04/07/2003 and claims benefit of 60/461,283 04/07/2003 and claims benefit of 60/450,289 02/26/2003
and claims benefit of 60/450,626 02/26/2003
cations Foreign Applications and Claims beau Fit of 60/450,288 02/26/2003

If Required, Foreign Filing License Granted: 05/18/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Fumed silica embolic compositions

**Preliminary Class** 

424

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).